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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

Application Number	09/768,658
Filing Date	January 23, 2001
First Named Inventor	Kenyon
Art Unit	2192
Examiner Name	Nguyen Ba, Hoang Vu A
Attorney Docket Number	109910-130358

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD  Remarks	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) Supplemental Information Disclosure Statement and Check 2) Return Receipt Postcard
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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Schwabe, Williamson & Wyatt, P.C.		
Signature			
Printed name	Kyle H. Flindt		
Date	June 30, 2005	Reg. No.	42,539

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Typed or printed name	Yvette L. Chriscaden	Date	June 30, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Kenyon, et al.

Application No.: 09/768,658

Filed: January 23, 2001

Confirmation No.: 3790

For: **ASYNCHRONOUS  
SOFTWARE UPDATE**

Examiner: Nguyen Ba, Hoang Vu A

Group Art Unit: 2192

Customer No.: 25,943

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Signature: *Yvette L. Christaden*

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**RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. §1.111**

To The Commissioner for Patents:

**INTRODUCTORY COMMENTS**

This paper is in response to the Office Action dated March 31, 2005. The shortened period for response extends to June 30, 2005. Claims 1-24 remain pending in the application. Claims 1-24 have been rejected by the Examiner. Consideration of the above-captioned application is respectfully requested in view of the amendments as follows.

**Listing of the Claims** begin on page 2 of this paper.

**Remarks** begin on page 8 of this paper.